

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of SHAQUITA LAYCHANETTE
SMITH, Minor

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

ANITA SMITH, a/k/a LANITA SIMONE SMITH,

Respondent-Appellant,

and

KEN DUMAS, a/k/a KENNETH DUMAS,
a/k/a PETER DUMAS,

Respondent.

UNPUBLISHED

September 30, 1997

No. 200269

Wayne Juvenile Court

LC No. 94-321789

Before: Markey, P.J., and Neff and Smolenski, JJ.

MEMORANDUM.

Respondent-appellant appeals as of right from the juvenile court order terminating her parental rights to the minor child under MCL 712A.19b(3)(a)(ii), (c)(i), (g), and (j); MSA 27.3178(598.19b)(3)(a)(ii), (c)(i), (g), and (j). We affirm.

The juvenile court did not err in finding that the statutory grounds for termination were established by clear and convincing evidence. MCR 5.974(I); *In re Miller*, 433 Mich 331, 337; 445 NW2d 161 (1989); *In re Hall-Smith*, 222 Mich App 470, 472-473; 564 NW2d 156 (1997).

Moreover, once a statutory ground for termination has been met by clear and convincing evidence, MCL 712A.19b(5); MSA 27.3178(598.19b)(5) requires a parent to put forth at least some

evidence that termination is clearly not in the child's best interest. *In re Hall-Smith, supra*. Absent any evidence from the parent addressing this issue, termination of parental rights is mandatory. *Id.* In this case, respondent-appellant failed to put forth any evidence from which the juvenile court could conclude that termination was clearly not in the minor child's best interest. Hence, the court's decision to terminate respondent-appellant's parental rights was in conformity with the requirements of MCL 712A.19b(5); MSA 27.3178(598.19b)(5).

Affirmed.

/s/ Jane E. Markey

/s/ Janet T. Neff

/s/ Michael R. Smolenski